

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
MISSOULA DIVISION

MOUNTAIN WEST FARM BUREAU
MUTUAL INSURANCE COMPANY,

Plaintiff,

vs.

JAYSEN C. MCCLEARY and BELA
ANIMAL LEGAL DEFENSE AND
RESCUE,

Defendants.

CV 22-129-M-DLC

ORDER

Before the Court is Defendants' Unopposed Motion for Partial Stay. (Doc. 6.) Defendants ask this Court to stay adjudication of the duty to indemnify question in this case, pending final resolution of the lawsuit captioned as *Aynsley Starbuck and Thomas Starbuck v. Jaysen McCleary*, Case No. LACL143177, *see also* Iowa Supreme Court No. 21-1900, currently pending in the Iowa state court system ("the LACL143177 action"), except that if the Court determines that there is no duty to defend prior to final resolution of the LACL143177 action, then this stay shall be automatically lifted. (*Id.* at 1-2.)

Accordingly, IT IS ORDERED that the motion (Doc. 6) is GRANTED.

IT IS FURTHER ORDERED that any duty to indemnify issue presented by this case is STAYED, pending final resolution of the LACL143177 action by the Iowa state court system, except that if this Court determines there is no duty to defend, before such resolution occurs, then this stay shall be automatically lifted.

DATED this 20th day of December, 2022

A handwritten signature in blue ink, reading "Dana L. Christensen". The signature is written in a cursive style with a large initial "D".

Dana L. Christensen, District Judge
United States District Court